

**From:** Curtis, Jennifer  
**Sent time:** 02/25/2014 08:41:38 AM  
**To:** Meade, Chris  
**Subject:** Juneau Access Cooperating Agency Agreement  
**Attachments:** 92-091-FHW 1994 EPA coop agree.pdf 92-091-FHW 2003-4 EPA coop agree.pdf

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No discussion in the Agreement about meetings, only in the follow-up letter (which really only pertains to the original SEIS).

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Jennifer Curtis, NEPA Reviewer  
US EPA-Alaska Operations Office  
222 West 7th Avenue, #19  
Anchorage, Alaska 99513  
Phone: 907-271-6324  
Fax: 907-271-3424



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10  
1200 Sixth Avenue  
Seattle, Washington 98101

REPLY TO  
ATTN OF: WD-126

Phillip Smith  
Field Operations Engineer  
Region 10, Alaska Division  
Federal Highway Administration  
P.O. Box 21648  
Juneau, Alaska 99802-1648

File No: \_\_\_\_\_  
Temporary: \_\_\_\_\_  
Permanent: \_\_\_\_\_  
Policy: \_\_\_\_\_

APR 21 1994

Dear Mr. Smith:

The Environmental Protection Agency has reviewed the Federal Register Notice of Intent (NOI) to prepare an Environmental Impact Statement (EIS) for the proposed **Juneau Access Project** to improve motor vehicle access to Juneau, Alaska. Our review of the NOI was conducted in accordance with our responsibilities under the National Environmental Policy Act and Section 309 of the Clean Air Act.

Detailed scoping comments are enclosed regarding issues that we believe are significant and should be evaluated in the draft EIS. Our experience has shown that when these environmental concerns are thoroughly evaluated, the EIS is a more meaningful document. We appreciate the opportunity to review this project and provide scoping comments.

We have also reviewed your February 10, 1994 letter of request for our participation as a cooperating agency. We are pleased to accept cooperating agency status. Enclosed you will find a copy of our cooperating agency agreement. If this agreement meets your requirements, we would ask that you sign and forward the agreement to the Alaska Department of Transportation and Public Facilities; after they have signed it, they will notify Chris Meade of our Alaska Operations Office at (907) 586-7619, he will collect, copy and distribute the final signed document.

If you have any questions, or for any reason wish to discuss certain points in the agreement, you may contact John Bregar in our Program Coordination Branch at (206) 553-1984.

Sincerely,

*D. Veit* (or)  
Kathy Veit, Chief  
Program Coordination Branch

SECRET

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2007, 2008

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**ENVIRONMENTAL IMPACT STATEMENT  
COOPERATING AGENCY AGREEMENT BETWEEN  
THE FEDERAL HIGHWAYS ADMINISTRATION,  
THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES  
AND  
U.S. ENVIRONMENTAL PROTECTION AGENCY**

**I. INTRODUCTION**

This agreement outlines the roles and responsibilities of the Alaska Department of Transportation and Public Facilities (ADOT&PF), the Federal Highways Administration (FHWA) and the Environmental Protection Agency (EPA), Region 10, with respect to preparation of the Draft Environmental Impact Statement (draft EIS) and the Final Environmental Impact Statement (final EIS) for the proposed Juneau Access Project.

This agreement does not alter any other written agreements between EPA, ADOT&PF, FHWA, or other government agencies.

**II. GENERAL PROVISIONS**

1. The FHWA, as Lead Federal Agency, has primary responsibility for compliance with requirements of the National Environmental Policy Act (NEPA) and preparation of the draft EIS and final EIS.
2. As cooperating agency, EPA will facilitate exchange of information in those areas where the agency has regulatory authority and/or technical expertise (404 permits, hazardous waste sites, sole source aquifers, NEPA review).
3. Both the FHWA and EPA will coordinate efforts under this agreement in order to maximize use of available resources and minimize duplication in those areas of overlapping agency responsibilities.

**III. FHWA (LEAD FEDERAL AGENCY) / ADOT&PF RESPONSIBILITIES**

1. FHWA/ADOT&PF will assure that EPA receives EIS baseline studies pertaining to water quality, wetlands, air quality, or other information that may be requested by EPA.
2. FHWA/ADOT&PF will assure that EPA receives copies of preliminary versions of the draft EIS and final EIS to review and that adequate time is provided to review and comment.
3. FHWA/ADOT&PF will consult with EPA regarding the range of alternatives considered and associated mitigative measures to be included in the EIS.

4. FHWA/ADOT&PF will indicate on the draft EIS and final EIS cover pages that EPA is a cooperating agency and will include a statement in the appropriate sections of the draft EIS and final EIS that briefly describes EPA's role as a cooperating agency.

#### IV. EPA (COOPERATING AGENCY) RESPONSIBILITIES

1. EPA will provide information in those areas where the agency has regulatory authority and/or technical expertise (see above).
2. EPA will review and comment on those sections of the draft EIS and final EIS preliminary drafts where EPA has specific technical expertise and/or regulatory authority.
3. This agreement does not alter EPA's independent responsibilities under NEPA and Section 309 of the Clean Air Act to conduct an official review of the draft EIS and final EIS during the public comment periods for these documents.
4. This agreement includes the stipulations in the ADOT&PF's "Cooperating Agency Checklist," which EPA has completed.

#### V. MODIFICATION OR TERMINATION

1. This agreement may be modified by the parties hereto by mutual agreement only. Any modification will be in writing.
2. This agreement is terminated when the Record of Decision is signed or when written notice is given by either agency.

By:

*Phil Smith*

Phil Smith  
Field Operations Engineer  
Alaska Division  
Federal Highways Administration

Date:

May 23, 1994

*See Smith by Harker*

By:

*David Tester, Acting Chief (for)*

Kathy Veit  
Program Coordination Branch Chief  
Region 10  
U.S. Environmental Protection Agency

Date:

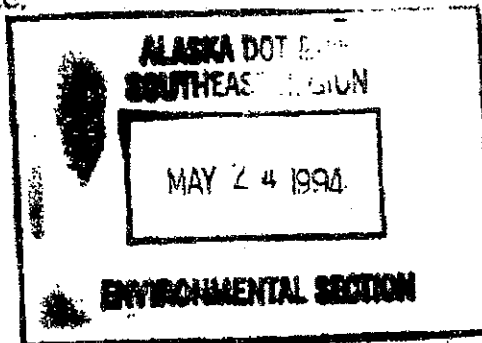
By:

*John Scribner*

John Scribner, Regional Director  
Alaska Department of Transportation  
and Public Facilities

Date:

5/31/94



AGENCY EPA

## COOPERATING AGENCY CHECKLIST

1. POINT OF CONTACT John Bregar - Seattle / Susan Carter - Anchorage / Steve Turck - Juneau  
PHONE # 206-553-1984 907-271-3411 907-586-7619
2. DO YOU HAVE AN INTERNAL REVIEW PROCEDURE? YES ☒ NO ☐
3. CAN YOU REVIEW STUDY PLANS, PRE-DRAFTS AND PRE FINALS IN 10 WORKING DAYS? YES ☒ NO ☐ → see below
4. CAN YOU ATTEND COORDINATION MEETINGS WITH 5 DAYS NOTICE?  
YES ☒ NO ☐  
3 DAYS NOTICE? YES ☐ NO ☒
5. WILL YOU PARTICIPATE IN PUBLIC INVOLVEMENT ACTIVITIES?  
YES ☒ NO ☐
6. CAN YOUR AGENCY PERFORM TECHNICAL STUDIES, OR PREPARE TECHNICAL APPENDICES TO THE EIS, IF ASKED TO DO SO? YES ☐ NO ☒
7. CAN PERSONNEL FROM YOUR AGENCY PARTICIPATE IN FIELD STUDIES PERFORMED BY THE CONSULTANT? YES ☒ NO ☐ on a limited basis.
8. CAN PERSONNEL FROM YOUR AGENCY PARTICIPATE IN FIELD REVIEWS OF THE PROJECT? YES ☒ NO ☐
9. IF, AFTER AN INDEPENDENT REVIEW, THE FINAL ENVIRONMENTAL DOCUMENT SATISFIES YOUR AGENCY'S NEEDS, CAN YOUR AGENCY ADOPT IT FOR NECESSARY PERMITS, LICENSES, OR LAND TRANSFERS?  
YES ☐ NO ☐
10. PLEASE LIST BELOW THE JURISDICTION(S) YOUR AGENCY HAS IN RELATION TO THE JUNEAU ACCESS PROJECT.  
404 Permits  
State Source Aquifer review  
Hazardous Waste Sites  
NEPA Review
11. CAN YOUR AGENCY WORK WITHIN THE PROPOSED SCHEDULE? YES ☒ NO ☐

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If, in the event that we cannot review the documents within 10 days, you will be notified upon our receipt of them, or as far as 3 in advance as planning allows.

# STATE OF ALASKA

## DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

STATEWIDE DESIGN & ENGINEERING SERVICES  
SOUTHEAST REGION PRECONSTRUCTION - DESIGN

FRANK H. MURKOWSKI, GOVERNOR

6860 GLACIER HIGHWAY  
JUNEAU, ALASKA 99801-7999  
PHONE (907) 465-1774  
TEXT: (907) 465-4647  
FAX: (907) 465-2016

September 10, 2003

Re: Juneau Access Improvements  
Project No. 71100

Chris Meade  
US Environmental Protection Agency  
709 W. 9th St., Room 223A  
Juneau, AK 99802-0370

Dear Mr. Meade,

The Department of Transportation and Public Facilities (DOT&PF), with the assistance of URS Inc. and other consultants, is preparing a supplement to the 1997 Draft Environmental Impact Statement (DEIS) for the Juneau Access project. Scoping for the supplement was completed in June of this year, and necessary fieldwork identified during the scoping process has been completed this summer. At this point technical reports are being prepared based on data collected.

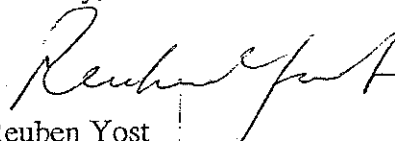
Your agency was identified as a Cooperating Agency in the 1997 DEIS. DOT&PF, on behalf of the Federal Highway Administration (FHWA), would like to invite you to continue as a Cooperating Agency in the preparation of the supplemental DEIS. Because of the passage of time since the start of the DEIS in 1994, DOT&PF and FHWA would also like to restate the role we envision for Cooperating Agencies.

Draft technical reports will be available from mid October to early December. These reports will be distributed to Cooperating Agencies for review and comment. In most cases the review period will be fourteen days, although for reports that are only brief updates of previous reports, we may ask for a shorter review. Comments on draft reports do not need to be formal; email comments or marked up drafts could be submitted. We anticipate two meetings in October and/or November, one to work on cumulative impact issues and one for potential mitigation. Other meetings may be scheduled if necessary to resolve conflicts on draft report comments. At this time we expect to have a preliminary supplemental DEIS for Cooperating Agency review in mid April. This review period will be the customary 30 days. As we get closer to that point I will notify you if the document availability date is expected to change.

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Please notify me in writing if your agency intends to continue as a Cooperating Agency as outlined above. I look forward to working with you on preparation of the supplemental DEIS.

Sincerely,



Reuben Yost  
Project Manager

Distribution:

Richard Enriques, USFWS, Juneau  
James Helfinstine, USCG, Juneau  
John Leeds, USACOE, Juneau  
Chris Meade, USEPA, Juneau  
Ken Vaughan, USDA-FS, Juneau  
Susan Walker, NMFS, Juneau

cc:

Tim Haugh, FHWA, Juneau  
John MacKinnon, Deputy Commissioner  
Pat Kemp, Preconstruction Engineer  
Gary Paxton, Director, Southeast Region  
Joyce Payne, URS, Juneau

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92-091-FHW.2003-4 EPA coop agree.pdf

**From:** Lee.Judith@epamail.epa.gov  
**To:** Haugh, Tim; bill\_ballard@dot.state.ak.us;  
**CC:** meade.chris@epamail.epa.gov; Reuben M Yost; Boch, Steve;  
Voerman.Gary@epamail.epa.gov; Freedman.  
Jonathan@epamail.epa.gov;  
**Subject:** Re: Juneau Access EIS  
**Date:** Tuesday, June 08, 2004 1:02:19 PM  
**Attachments:**

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Tim and Bill:

You get major points for patience. We will continue as a cooperating agency on the Juneau Access EIS. If one is available, I would like to have a copy of the original agreement for our files.

I understand that the preliminary DEIS is due out at the beginning of July. We look forward to working with FHWA and ADOT on this significant project.

Thanks.

Judith Leckrone Lee, Manager  
Geographic Unit  
Office of Ecosystems and Communities  
US EPA, Region 10  
1200 Sixth Avenue, ECO-088  
Seattle, WA 98101  
206.553.6911  
lee.judith@epa.gov

"Haugh, Tim"  
<Tim.Haugh@fhwa.d To: Chris Meade/R10/USEPA/  
US@EPA  
ot.gov> , cc: Judith Lee/R10/USEPA/US@EPA,  
"Boch, Steve"  
<Steve.Boch@fhwa.dot.gov>, Reuben M

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Yost

11/26/2003 11:40

<reuben\_yost@dot.state.ak.

us>

AM

Subject:

Hi Chris,

On May 31, 1994, the EPA (via a MOA) agreed to be a Cooperating Agency under NEPA on the Juneau Access EIS. A couple of months ago, at my request, the ADOT&PF sent you a letter inviting your agency to continue as a Cooperating Agency. We haven't received a response yet and my hope was that this informal reminder would keep me from having to send another formal request. I need to have a response for our files; and for my purposes an email response will do, if that is easier for you. Please let me know what works best for you. Thanks.

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